Lake Michigan District Headquarters
Division of Environmentla Protection
P.O. Box 3600
Green Bay, Wisconsin 54303

November 14, 1973 4410-2

Mr. James Lehrer
Lehrer Sanitary Service
1604 Crooks Avenue
Kaukauna, Wisconsin 54130

Dear Mr. Lehrer:

On Wednesday, November 21, 1973, Bob Glebs from our Madison office will be in the Lake Michigan District. We would like to meet with you at your landfill site. We will be at the site at 1:00 P.M. on the 21st. Will you be able to be present?

If you have any questions, feel free to contact me.

Very truly yours,

DEPARTMENT OF NATURAL RESOURCES
Division of Environmental Protection

LFB
Lawrence F. Boehm
Natural Resources Specialist

LFB:jp

00639

Sup
TN Buchanan

Lake Michigan District Headquarters
Box 3600
Green Bay, Wisconsin 54303

September 25, 1973

Mr. James Lehrer
Lehrer Sanitary Service
Town of Buchanan Outagamie County
1604 Crooks Avenue
Kaukauna, Wisconsin 54130

Dear Mr. Lehrer:

This is to confirm our inspection of the 80 acre parcel in the SE¼ of the SE¼ of Section 32, T. 22 N., R. 19 E., Town of Kaukauna. The site appears tentatively acceptable as a solid waste disposal site.

Since Apple Creek and a tributary to Apple Creek run through the site, a portion of the site could not be used for disposal. No disposal of solid waste would be allowed within 300 feet of the creek.

Since the site is within 1,000 feet of the nearest edge of Highway 41, the site would have to be screened by natural objects, plantings, fences, or other appropriate means so as not to be visible from Highway 41 before the site could be licensed.

If there are any questions, feel free to contact this office.

Very truly yours,

LFB

Lawrence F. Boehm
Natural Resources Specialist

LTB:sh

cc: SWDS

Enclosure

00638

Lake Michigan District Headquarters
Division of Environmental Protection
P.O. Box 3600
Green Bay, Wisconsin 54303

September 24, 1973

4410-2

Mr. James Lehrer
Lehrer Sanitary Service
Town of Buchanan - Outagamie County
1604 Crooks Avenue
Kaukauna, Wisconsin 54130

Dear Mr. Lehrer:

This is to confirm our September 21, 1973, meeting at the Lehrer landfill. At that time Gary Kulibert and myself placed three stakes establishing the 300 foot setback from Kankapot Creek. The 300 foot setback effectively eliminated the southeast corner of the site for solid waste disposal.

Since no further disposal of solid waste will be permitted within 300 feet of the creek, all portions of the site within 300 feet of the creek must be terminated in accordance with Wisconsin Administrative Code NR 151.12 (10). This section requires that the entire area previously used for disposal purposes shall be covered with at least two (2) feet of compacted earth sloped adequately to allow surface water runoff. The finished surface of the filled area shall be covered with adequate top soil and seeded with native grasses or other suitable vegetation. If necessary, seeded slopes shall be covered with straw or similar material to prevent erosion. It is essential to properly abandon the portion within 300 feet of the creek to reduce the water infiltration rate and retard leachate production.

A number of barrels containing solvent were noticed at the site. This office is therefore requiring that the following information be submitted to this office by October 15, 1973:

> A list of chemical and trade names of all toxic and hazardous wastes disposed of at the site as well as the names and addresses of initial and transporting sources and the average monthly waste quantities in both pounds and gallons. Enclosed is a list of some materials classified as toxic and hazardous wastes.

It was further noted that the course of Kankapot Creek had been changed. Wisconsin Statute 30.195 states that "No person shall change the course or straighten a navigable stream without a permit therefor having been granted pursuant to this section or without otherwise being expressly authorized by statute to do so."

I will be reinspecting the site by September 28, 1973, to determine if the required actions have been taken. If you have any questions, feel free to contact this office.

Very truly yours,

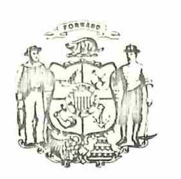
LFB

Lawrence F. Boehm
Natural Resources Specialist

00637

cc: Solid Waste Disposal Section - Attn: Bob Glebs

Lake Michigan Dist.



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

L. P. Voigt
Secretary

BOX 450
MADISON, WISCONSIN 53701

September 12, 1973

IN REPLY REFER TO: 4410-2

Lehrer Trucking Inc.
1604 Crooks Avenue
Kaukauna, Wisconsin 54130

RECEIVED DNR
SEP 14 1973
Lake Mich. Dist.

Dear Mr. Lehrer:

The Division of Environmental Protection of the Department of Natural Resources has reviewed your request for an exemption to NR 151.12(4)(b) of the Wisconsin Administrative Code.

At the present time considering all the circumstances presented in your July 9, 1973 letter, we must deny your request. It is the Department's feeling that continued dumping within 300' of Kankapot Creek will only compound the problems of leachate, which you have already experienced. The method you presently employ as control of this leachate, even though it appears to be effective, is only temporary, and continued dumping within 300' of the creek, allows an inadequate distance to protect this surface water properly.

Therefore, it is essential that all disposal within 300' of Kankapot Creek cease immediately. Our district staff will be reinvestigating your facility in the future to see if you have moved your active filling as required, and will at that time give us their recommendation for licensing. Based upon their investigation and your compliance with our request your site can be relicensed. However, if you fail to comply, further action will be taken as you will be in direct violation of the Wisconsin Administrative Code.

If there are any further questions, feel free to contact either the Lake Michigan District staff or our Madison staff for clarification or assistance.

Very truly yours,
Bureau of Air Pollution Control
and Solid Waste Disposal

RTG

Robert T. Glebs, Engineer
Solid Waste Disposal Section

RTG:jt
cc: Lake Michigan District

00636

Lake Michigan District Headquarters
Box 3600
Green Bay, Wisconsin 54303

4410-1

September 4, 1973

James Lehrer
Lehrer's Sanitary Service
Town of Buchanan, Outagamie County
1604 Crooks Avenue
Kaukauna, Wisconsin 54130

Dear Mr. Lehrer:

The Lehrer landfill site was inspected on August 31, 1973. At that time dumping was still occurring within 300 feet of Kankapot Creek. My letter of June 29, 1973 required that all disposal of solid waste be discontinued within 300 feet of Kankapot Creek. The exemption request you submitted has been forwarded to our Madison Office. However, they have indicated by phone that the exemption would not be granted. A formal denial will be forthcoming shortly.

Therefore, it is essential that all disposal of solid waste within 300 feet of Kankapot Creek be stopped immediately. Disposal of solid waste within 300 feet of a navigable river or stream is a violation of paragraph NR 151.12 (4) (b) of the Solid Waste Management Rules.

Unless disposal of solid waste is discontinued within 300 feet of Kankapot Creek, the site will not be relicensed for the 1973-1974 licensing period.

If there are any questions, feel free to contact this office for assistance or clarification.

Very truly yours,

Lawrence Boehm Jr

Lawrence F. Boehm
Natural Resource Specialist

LFB:pk

cc: Solid Waste Disposal Section

INSPECTION SHEET FOR LANDFILL SITES
FORM 4400–18

DEPARTMENT OF NATURAL RESOURCES
LICENSE NO.

73
2 5

CARD 6

NAMES OF MUNICIPALITIES USING SITE: (List Operator First)	MAXIMUM POP. USING SITE
1. Ct., Vil., Tn of 6 25	26 31
2. Ct., Vil., Tn of 32 51	52 57
3. Ct., Vil., Tn of	
4. Ct., Vil., Tn of	
5. Ct., Vil., Tn of	

TOTAL NUMBER OF MUNICIPALITIES USING SITE: ______ 58 59 TOTAL POPULATION USING SITE: ______ 60 66

still within 300 ft of creek

CARD 7

Punch "3" if both YES

	NR 51.10	NO	YES	Improv. Req. NO	Improv. Req. YES 1	Improv. made within 60 days NO	Improv. made within 60 days YES 2
Is License Number Posted?	(o)		6		7		7
Is an Adequate, Easily Read Sign Posted?	(o)		8		9		9
Is Site Screened from Surrounding Roads, Residences, etc.?	(p)		10		11		11
Is a Lockable Gate Provided at Site Entrance?	(n)		12		13		13
Is Site Fenced? (Describe any fencing, Entire ___1 Partial ___2) 14	(h)		15		16		16
Is an Attendant on Duty Whenever Site is Open?	(m)		17		18		18
Is a Rodent and Insect Control Program Enforced?	(i)		19		20		20
Are Means in Existence for Confining Windblown Material to Active Area?	(c)		21		22		22
Are Dikes and/or Ditches in Existence for Protecting Surface and Subsurface Water?	(b)		23		24		24
Are All-Weather Roads Provided?	(j)		25		26		26
Is Open Burning Discontinued, Except for Diseased Elm?	(a)		27		28		28
Are Firebreaks Provided and Maintained?			29		30		30
Is a Separate Area Maintained for Burning Diseased Elm?			31		32		32
Is Equipment Provided for Controlling Fire?	(l)		33		34		34
Is Active Area Confined to Smallest Practical Area?	(c)		35		36		36
Is Compacting and Covering Conducted at Frequency Prescribed by Department of Natural Resources?	(e)		37		38		38
Is Adequate Cover Material Available at Site?			39		40		40
Is Cover Material Stockpiled and Protected for Winter Use?			41		42		42
Is a Separate Area Maintained for Disposal of Toxic and Hazardous Waste?	(g)		43		44		44
Should a Winter Attendant and Gate Exemption be Granted?			45				

CONCLUSIONS:

The operator of this site must be immediately notified that all items in the above list noted as requiring improvement shall be corrected and in conformance with the Standards within a specified period not exceeding 60 days. Completion of required site improvements must be verified before licensing information is forwarded to the central office. If site improvements are not completed within the specified time limit, the situation must be recommended for appropriate legal action.

EVALUATION ON 31 8 73 (46 Day Month Yr 51) BY JEB (52 70) DATE OF RELICENSING ______ (71 Day Month Yr 76)

RECOMMENDED ACTION: LICENSE ____ 77, DENIED ____ 78, REFER TO LEGAL ____ 79 ______ Signature of District Director Date

3–73

MAKE COMMENTS ON REVERSE SIDE

00604